

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF NEW JERSEY

Case number (if known) Chapter 11

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Hobby Lobby Marine LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 22-6110506

4. Debtor's address Principal place of business Mailing address, if different from principal place of business

1423 Bay Avenue
Toms River, NJ 08753

Number, Street, City, State & ZIP Code

Ocean
County

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal place of business

Number, Street, City, State & ZIP Code

5. Debtor's website (URL) https://www.hobbylobbymarine.com/

6. Type of debtor
☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))
☐ Partnership (excluding LLP)
☐ Other. Specify:

Debtor **Hobby Lobby Marine LLC**
Name

Case number (if known)

7. Describe debtor's business

A. Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

4493

8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. Check **all** that apply:

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11**. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District	_____	When	_____	Case number	_____
District	_____	When	_____	Case number	_____

Debtor **Hobby Lobby Marine LLC**
Name

Case number (if known)

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?
- ☒ No
☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor	Relationship
District	Case number, if known
When	

11. Why is the case filed in this district?
- Check all that apply:
- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?
- ☒ No
☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.
- Why does the property need immediate attention?** (Check all that apply.)
- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.
What is the hazard? _____
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other _____
- Where is the property?** _____
Number, Street, City, State & ZIP Code
- Is the property insured?**
- ☐ No
- ☐ Yes. Insurance agency _____
Contact name _____
Phone _____

Statistical and administrative information

13. Debtor's estimation of available funds
- Check one:
- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors
- | | | |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000 | <input type="checkbox"/> 25,001-50,000 |
| <input type="checkbox"/> 50-99 | <input type="checkbox"/> 5001-10,000 | <input type="checkbox"/> 50,001-100,000 |
| <input type="checkbox"/> 100-199 | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999 | | |

15. Estimated Assets
- | | | |
|--|--|--|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
| <input type="checkbox"/> \$50,001 - \$100,000 | <input type="checkbox"/> \$10,000,001 - \$50 million | <input type="checkbox"/> \$1,000,000,001 - \$10 billion |
| <input type="checkbox"/> \$100,001 - \$500,000 | <input type="checkbox"/> \$50,000,001 - \$100 million | <input type="checkbox"/> \$10,000,000,001 - \$50 billion |
| <input type="checkbox"/> \$500,001 - \$1 million | <input type="checkbox"/> \$100,000,001 - \$500 million | <input type="checkbox"/> More than \$50 billion |

16. Estimated liabilities
- | | | |
|---|--|--|
| <input type="checkbox"/> \$0 - \$50,000 | <input checked="" type="checkbox"/> \$1,000,001 - \$10 million | <input type="checkbox"/> \$500,000,001 - \$1 billion |
|---|--|--|

Debtor

Hobby Lobby Marine LLC

Case number (if known)

Name

☐ \$50,001 - \$100,000☐ \$100,001 - \$500,000☐ \$500,001 - \$1 million☐ \$10,000,001 - \$50 million☐ \$50,000,001 - \$100 million☐ \$100,000,001 - \$500 million☐ \$1,000,000,001 - \$10 billion☐ \$10,000,000,001 - \$50 billion☐ More than \$50 billion

Debtor **Hobby Lobby Marine LLC**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **November 25, 2022**
MM / DD / YYYY

X /s/ Robert Tweer

Signature of authorized representative of debtor

Robert Tweer

Printed name

Title **Co-Managing Member**

18. Signature of attorney

X /s/ Douglas T. Tabachnik

Signature of attorney for debtor

Date **November 25, 2022**

MM / DD / YYYY

Douglas T. Tabachnik

Printed name

Law Offices of Douglas T. Tabachnik, P.C.

Firm name

63 W. Main St.

Suite C

Freehold, NJ 07728-2141

Number, Street, City, State & ZIP Code

Contact phone **(732) 780-2760**

Email address **dtabachnik@dtlaw.com**

Bar number and State

CORPORATE RESOLUTIONS

The undersigned, being the Co-Managing Members of Hobby Lobby Marine LLC, a New Jersey Limited Liability Corporation (the "Corporation") hereby certifies a resolution adopted by the Corporation on November 23, 2022, with full authority to act on behalf of the Corporation, in the form and substance indicated below:

RESOLVED that in the judgment of the members, it is in the best interests of this Corporation, its creditors, members, and other interested parties that a petition be filed by this Corporation seeking relief under the provisions of chapter 11 of title 11 of the United States Code (the "Bankruptcy Code"); and it is

FURTHER RESOLVED that the Managing Member of the Corporation, be, and hereby are, authorized and directed on behalf of this Corporation to (a) execute and verify a petition in the name of the Corporation under chapter 11 of the Bankruptcy Code (the "Petition") and to cause the same to be filed in the United States Bankruptcy Court for the District of New Jersey (the "Bankruptcy Court") in such form and at such time as the Managing Member executing said Petition on behalf of this Corporation shall determine; and (b) perform any and all such acts as are reasonable, advisable, expedient, convenient, proper or necessary to effect any of the foregoing; and it is

FURTHER RESOLVED that the Managing Member be, and each hereby is, authorized to execute and file (or direct others to do so on their behalf as provided herein) all necessary documents, including, without limitation, all petitions, affidavits, schedules, motions, lists, applications, pleadings, and other papers, and in that connection to employ and retain all assistance by legal counsel, accountants or other professionals and to take any and all action which they deem necessary and proper in connection with the chapter 11 case, with a view to the successful prosecution of such case; and it is

FURTHER RESOLVED that the Law Offices of Douglas T. Tabachnik, P.C., be, and hereby is, employed, as local bankruptcy counsel for the Corporation in the chapter 11 case, under an advance payment retainer in the amount of \$20,000, to be applied to both lead and local counsel fees, pursuant to a retainer agreement submitted by same and which is hereby ratified and approved; and it is

FURTHER RESOLVED that Goldstein & McClintock, LLP be, and hereby is, also employed as lead bankruptcy counsel for the Corporation in the chapter 11 case, pursuant to a retainer agreement submitted by same and which is hereby ratified and approved; and it is

FURTHER RESOLVED that the Corporation employ such other professionals as in the discretion of either Managing Member may authorize to act on behalf of the Corporation, as they may deem appropriate, including, without limitation, accounting professionals; and it is

FURTHER RESOLVED that all acts lawfully done or actions lawfully taken by any Officers of the Corporation to restructure the Corporation's debt or seek relief under chapter 11 of the Bankruptcy Code or in connection with the chapter 11 case, or any matters related thereto, be and hereby are, adopted, ratified, confirmed and approved in all respects as the acts and deeds of the Corporation; and it is

FURTHER RESOLVED that the Corporation, prior to the chapter 11 case and subsequent thereto as debtor and debtor-in-possession, be, and hereby is, authorized to borrow funds from a lender or lenders on terms as either Managing Member deems appropriate, to obtain the use of cash collateral in such amounts, and on such terms as may be approved by either Managing Member as reasonably necessary for the continuing conduct of the affairs of the Corporation, and to grant security interests in and liens upon all or substantially all of the Corporation's assets as may be deemed necessary by either Managing Member in connection with such borrowings or the use of such cash collateral; and it is

FURTHER RESOLVED that either Managing Member is, authorized and empowered to execute and deliver for and on behalf of the Corporation, as debtor and debtor-in-possession, such agreements, instruments and any and all other documents and amendments necessary or appropriate to facilitate the transactions contemplated by the foregoing resolution, containing such provisions, terms, conditions, covenants, warranties and representations as may be deemed necessary or appropriate by either Managing Member so acting; and it is

FURTHER RESOLVED that either Managing Member be with full authority to act without the others, hereby is, authorized, in the name and on behalf of the Corporation and the Corporation as debtor and debtor in possession, to take or cause to be taken any and all such further action and to execute and deliver or cause to be executed or delivered all such further agreements, documents, certificates and undertakings, and to incur all such fees and expenses as in their judgment shall be necessary, appropriate or advisable to effectuate the purpose and intent of any and all of the foregoing resolutions; and it is

FURTHER RESOLVED, that all acts lawfully done or actions lawfully taken or to be taken by either Managing Member of the Corporation in connection with the implementation of these resolutions are hereby in all respects ratified, confirmed and approved.

IN WITNESS WHEREOF, the undersigned has executed this certification this 23rd day of November 2022.



Name: Robert Tweer, Co-Managing Member



Name: Thomas Tweer, Co-Managing Member

Fill in this information to identify the case:

Debtor name Hobby Lobby Marine LLC

United States Bankruptcy Court for the: DISTRICT OF NEW JERSEY

Case number (if known) _____

☐ Check if this is an amended filing

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☐ *Amended Schedule*
- ☒ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☒ Other document that requires a declaration **Declaration under Fed. Bankr. R. 7007.1**

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **November 25, 2022**

X /s/ Robert Tweer

Signature of individual signing on behalf of debtor

Robert Tweer

Printed name

Co-Managing Member

Position or relationship to debtor

Fill in this information to identify the case:

Debtor name **Hobby Lobby Marine LLC**
 United States Bankruptcy Court for the: **DISTRICT OF NEW JERSEY**
 Case number (if known): _____

☐ Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Alvino & Schechter, LLC 111 Fortunato Place Neptune, NJ 07753		Accounting Services/Business Debt	Unliquidated			\$15,000.00
CSC Corporation 801 Aldai Stevenson Drive Springfield, IL 62703		For Noticing Purposes Only	Unliquidated			\$0.00
Department of Treasury Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101		2021 Payroll Tax	Unliquidated			\$38,698.33
Department of Treasury Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101		2022 Payroll Tax	Unliquidated			\$18,587.03
Department of Treasury Internal Revenue Service P.O. Box 7346 Philadelphia, PA 19101		2020 Payroll Tax	Unliquidated			\$13,876.80
IPFS Corporation 1055 BROADWAY 11th Floor Kansas City, MO 64105		Business Debt	Unliquidated			\$22,675.24

Debtor **Hobby Lobby Marine LLC**
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
State of NJ Division of Taxation Michael Bueno 2 Paragon Way, Suite 1100 Freehold, NJ 07728		Sales & Use Tax	Unliquidated			\$58,156.02
United Healthcare PO Box 94017 Palatine, IL 60094		Business Debt	Unliquidated			\$1,955.29

Alvino & Schechter, LLC
111 Fortunato Place
Neptune, NJ 07753

c/o Seidman & Pincus
777 Terrace Avenue, Suite 508
Attn: Mitchell B. Seidman, Esq.
Hasbrouck Heights, NJ 07604

CSC Corporation
801 Aldai Stevenson Drive
Springfield, IL 62703

Delta Dental
163 Route 10
Parsippany, NJ 07054

Department of Treasury
Internal Revenue Service
P.O. Box 7346
Philadelphia, PA 19101

Hanover Bank
80 East Jericho Tpke.
Mineola, NY 11501

IPFS Corporation
1055 BROADWAY
11th Floor
Kansas City, MO 64105

JCP&L
300 Madison Ave
Morristown, NJ 07960

Marine Equipment & Supply Co
1401 Metropolitan Ave.
Thorofare, NJ

NJ Attorney General
25 Market Street, P.O. Box 112
Trenton, NJ 08625

NJ Economic Development Authority
Attn: Jerry Stesney
PO Box 18634
Newark, NJ 07191

State of NJ Division of Taxation
Michael Bueno
2 Paragon Way, Suite 1100
Freehold, NJ 07728

United Healthcare
PO Box 94017
Palatine, IL 60094

US Attorney DNJ
970 Broad Street, Suite 700
Newark, NJ 07102

US Attorney General
United States Department of Justice
Ben Franklin Station
P.O. Box 683
Washington, DC 20004

**United States Bankruptcy Court
District of New Jersey**

In re **Hobby Lobby Marine LLC**

Debtor(s)

Case No.

Chapter

11

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Hobby Lobby Marine LLC** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [*Check if applicable*]

November 25, 2022

Date

/s/ Douglas T. Tabachnik

Douglas T. Tabachnik

Signature of Attorney or Litigant

Counsel for **Hobby Lobby Marine LLC**

Law Offices of Douglas T. Tabachnik, P.C.

63 W. Main St.

Suite C

Freehold, NJ 07728-2141

(732) 780-2760 Fax:(72) 780-2761

dtabachnik@dtlaw.com